

Anniversary Round Questionnaire for Objectors

In order to respond to an Anniversary request for exclusion of a product you must be a domestic producer who is objecting in accordance with the TPSC's request for comments of October 26, 2001 (66 F.R. 54321) by filling out this questionnaire.

If at any stage of this process you have a question, you are encouraged to e-mail Exclusion Support (exclusion_support@ita.doc.gov) and ask for guidance.

A separate questionnaire ought to be submitted for each company objecting to a specific Anniversary request.

Please do not attach a cover letter, cover sheet, or anything else to this questionnaire. After you have completed filling out your questionnaire, you are asked to delete all instructions from the words “**START HERE – DELETE THIS AND ALL ABOVE,**” including those words. The first line of your submission, other than the header which is further explained below, ought to be “**OBJECTOR QUESTIONNAIRE – ANNIVERSARY.**” Please do NOT delete the instructions which are found with every question in small font. Please do NOT delete questions which you think are inapplicable to you; put “N/A” if that is the case. Err on the side of caution – please do not put “N/A” unless the question is truly irrelevant to your response or you have been instructed to do so. **YOU MUST ANSWER ALL NUMBERED QUESTIONS.** Please ensure that all numbered questions and all appropriate sub-questions are answered. Failure to do so may result in your request being considered incomplete and inadequate, and it will not be further considered.

It is VERY IMPORTANT that you name and submit the document containing your questionnaire response properly. Follow these steps, regardless of alternative methods of which you may be aware:

- (1) Start the download the questionnaire from the USTR website in the usual manner.**
- (2) Click on “File” in your tool bar.**
- (3) Select “Save as”**

(4) When the prompt box appears, name your document as in:

A509.01-ORQA-h-XYZ

Please take note that there is no hyphen in the A-number; this is called the ‘product alpha-numeric designator.’ “ORQA” stands for “Objector Questionnaire Response – Anniversary,” which is called the ‘content designator.’ The “h” is for the product category which you are to copy directly from Q. 8 of the requester’s questionnaire to which you are objecting, called the ‘category designator.’ In the above example, “XYZ” is the abbreviated form of “XYZ Steel and Iron Company, Incorporated” which is the name of the company on whose behalf the objection is being submitted; it is the ‘company designator.’ Please abbreviate the name of the company and make that abbreviation is consistent in all your communications with Exclusion Support; please do not put law firm names.

Put a hyphen between each section of the title; do NOT use slashes, semi-colons, colons, or any other symbol. If you have proprietary and public versions, you **must** should put “Prop” or “Pub” at the end of the document name, in the following manner:

A509.01-ORQA-h-XYZ-Prop
A509.01-ORQA-h-XYZ-Pub

If you do not have a proprietary version, no such additional designator is necessary. You must also put this EXACT same identifier on the e-mail submission in the “Subject” line, discussed further below. The file footer of the questionnaire which you have downloaded contains a field code which displays the file name of the ORQA. **You must not delete this field code because it is necessary for our system to quickly sort and identify your questionnaire.** (If you have an unexpected message pop up in the space for your header mentioning “Pathname,” “Filename,” etc., you can ignore this – it comes from the coded settings on your computer; the correct name you typed in when prompted “Save as” *will* be on the document.)

5) Click “Save” in the prompt box to save your document to your hard drive.

Saving it by this name will automatically put a “header” on every page of your questionnaire which shows the document title. Do NOT put any other headers, such as law firm name, different title, author, etc., on your downloaded questionnaire. You can fill the rest of the questionnaire out when you need to do so. Product descriptions **must** be public information; any Q.15 product description

containing bracketed business proprietary information will be rejected at the time of filing. We discourage reliance upon business proprietary information in the questionnaire, as this greatly complicates the transparency of the review process. If you cannot avoid making certain responses business proprietary, you are to bracket those portions. You must file a public version of the questionnaire which contains a summary of the bracketed information in sufficient detail to permit a reasonable understanding of the substance of the information. Numerical data will be considered adequately summarized if presented in ranges within ten percent of the actual figure. Please respond to the questions **in the space provided** and ensure that your response addresses the noted question. You will be given a limited opportunity to amplify responses in the “Addendum” Section at the end of the questionnaire. The Addendum Section is to be used **only** to give more complete answers to questions within the questionnaire. You are neither required nor encouraged to make use of the Addendum Section. If you find it necessary to make use of this section, please ensure that each entry commences with a reference to the question number and subheading to which you are adding information. PLEASE BE BRIEF.

(6) When finished, print out your questionnaire in as many copies as you need.

In order to place objections on the record you will be required to submit four paper copies of each questionnaire response to the Department of Commerce (DOC) Central Records Unit (B099) via Room 1870. There is no need to send a diskette. If you are submitting business proprietary versions, you must submit four paper copies of the proprietary version but need submit only two paper copies of the public version. If you are submitting only public versions you must submit four copies. Hand-carried submissions must be brought to Room 1870. The mailing of submissions is generally discouraged; distant parties not locally represented are encouraged to make use of courier services. Parties ought to submit one extra copy to serve as a “stamp and return” receipt. Submissions may be mailed, if you still choose to do so, to:

U.S. DEPARTMENT of COMMERCE
(Steel Section 201 Submissions)
CRU HCHB-B-099 (via Room1870)
14th St. & Pennsylvania Ave., NW
Washington, DC 20230

Mailed submissions are subject to the same deadline as all other submissions. They must be RECEIVED at Room 1870 by 5:00 P.M. on the deadline day. THE

DAY IT IS MAILED IS IRRELEVANT.

(7) Attach the finished document to an e-mail.

You are also required to send an electronic copy of each questionnaire response to the U.S. Trade Representative at FR0001@ustr.gov and to the DOC at exclusion_support@ita.doc.gov . Please note that a separate e-mail submission must be made for EACH objection you wish to register; do NOT combine multiple questionnaires on one e-mail. The only time there ought to be more than one attachment to an e-mail is when there is a proprietary and a public version of the SAME objector questionnaire responses. Please do not rename the document when attaching it to your e-mail. The “Subject” line of the e-mail should read EXACTLY as the name of the document, as in:

A509.01-ORQA-h-XYZ

If you have proprietary and public versions, you are to attach them *both* to the *same* e-mail; do NOT, however, put either “Prop” or “Pub” in the “Subject” line. You need put nothing in the text field of the e-mail. Your submission should be in the form of a text file in WordPerfect or Microsoft Word format which is attached to your e-mail. Submissions in other word processing formats, portable document files (“.pdf”) or other file transfer protocol formats will NOT be accepted for consideration. We will reject any submission not following the protocol for the “Subject” line of the e-mail.

Any objection must be submitted, in the format and manner set forth in these instructions, no later than the date specified in the USTR web site posting for the batch or tranche in which the product to which you are objecting appeared.

Failure to file your request in the manner and format specified herein will affect the treatment afforded your request and could result in the rejection of your request.

If you are unsure about something, email Exclusion Support. Product alpha-numeric designators must be referenced by all parties at all times. All communications must identify their content by one of the following content designators:

OQRA
ObjQuestion

ObjAddendum

ObjSuppInfo (this stands for “objector supplemental information”)

For example, if this submitting party wanted to ask a question, the party would put:

A509.01-ObjQuestion-h-XYZ

in the “Subject” line of the e-mail. Do not ever put anything other than “ORQA,” “ObjQuestion,” “ObjAddendum,” or “ObjSuppInfo” in the “Subject” line’s content identifier. You may ask a question anytime. You are to submit an addendum or supplemental information ***only when specifically requested to do so by us*** and in accordance with the instructions you are given when you are requested to do so. Whenever you do any of these, you must use that A-number product alpha-numeric designator, the content designator, the category designator, and the company designator, each separated by a hyphen. Please understand that Exclusion Support has processed a very large volume of e-mail messages between April and September. The Anniversary round will generate many more. It is not possible to retrieve your submissions in a timely manner unless the “Subject” line of the e-mail is done exactly according to the instructions. The product category designator is in the “Subject” line in order to allow us to quickly route your submission to the proper member of the Exclusion Support team, each of whom handles discreet product categories. Smooth functioning of this system is in your interest; your cooperation and attention to detail are appreciated.

After your request has been received in acceptable form, it will be quickly reviewed for minimal sufficiency with regard to substance. Once there is sufficiency, your objection will be listed on the USTR website as one of a “batch” or “tranche” of objections of which the requesters are being made aware. Soon thereafter one of the paper copies of your questionnaire will be posted for public viewing in the Central Records Unit in Room B-099 of the Commerce Department in the same A-number file as the requester’s questionnaire. If you are remote from Washington, D.C. and not represented by counsel here, send a question to Exclusion Support concerning obtaining a copy of a questionnaire to which you wish to register an objection. After the Exclusion Support team has had an opportunity to analyze both the requester and objector questionnaires, you and the requester may be asked to submit an addendum or supplemental information; neither you nor the requester is to do so unless solicited by the Exclusion Support team. When all analysis is complete, postings on the USTR web site will tell you if the product exclusion request has been granted.

READ THE INSTRUCTIONS WHICH ARE GIVEN WITH EACH AND EVERY QUESTION BELOW WITH CARE BEFORE YOU BEGIN ANSWERING. ENSURE YOU REVIEW THESE INSTRUCTIONS AND ADDRESS EACH POINT OF EACH SPECIFIC QUESTION.

Each request and each opposition will be considered on a case-by-case basis.

START HERE – DELETE THIS AND ALL ABOVE WHEN PROVIDING YOUR RESPONSE

OBJECTOR QUESTIONNAIRE – ANNIVERSARY

Questions

(1) I AM (OR I HAVE BEEN RETAINED TO REPRESENT) A PARTY WHO OBJECTS TO AN ANNIVERSARY EXCLUSION REQUEST; MY NAME IS:

{Please put your name here. Ordinarily ought to be the same as in Q. 24 below. Put nothing else in this space.}

(2) MY FIRM IS:

{Please put your firm's name here. If you are not an attorney representing a party requesting an exclusion but are an employee of the actual party, enter the word "employee" here. Put nothing else in this space.}

(3) I REPRESENT:

{Please give the name of the party you represent or of which you are an employee. You may use summary titles of parties such as "Mini-Mill Coalition," "Domestic Integrated Producers," etc. Put nothing else in this space.}

(4) THE PRODUCT TO WHICH I AM OBJECTING IS DESIGNATED:

(a) A _____ . _____

{Please use only the numerical designation you see on the USTR web page listing the anniversary exclusion requests. Put nothing else in this space.}

(b) Enter here the letter corresponding to the product category selected by the requester in Q. 8 of the requester's questionnaire: _____

{Please give the product category as reflected in Q. 8 of the requester questionnaire for the product to which you are objecting. Put nothing else in this space.}

(c) The product category selected by the requester is:

{Check one:}

_____ Correct

_____ Incorrect

(i) The proper category would be _____
{Enter the product category which you believe applies to this product. Please include the parenthetical letter pertaining to that category from Q. 8 of the requester questionnaire.

If the change in category would mean that this product is not one to which you would respond, then you ought to STOP and notify Exclusion Support with a question.

However, if the category you perceive as being the correct category remains one to which you would normally respond, answer these questions and continue with the rest of the questionnaire. Put nothing else in this space.}

(ii) The basis for my contention that the product category is incorrect is:

{BRIEFLY give the basis for your contention. Put nothing else in this space.}

(5) THE ONE-LINE TEXT DESCRIPTION OF THIS PRODUCT IS:

{Please copy the exact wording of the product's description as it appears on this exclusion requestor's questionnaire in Q. 6. Give, for example, "In-line temper-passed and tension-leveled hot-rolled pickled and oiled alloy sheets." DO NOT give detailed and lengthy physical, chemical, or mechanical specifications; provide *only a title* which will enable identification of the product. Put nothing else in this space.}

(6) THE SPECIFIC COMPANY ON WHOSE BEHALF I AM REGISTERING THIS OBJECTION IS:

{Please list the company on whose behalf you are entering this objection. If the company is listed in Q. 3, simply repeat your answer to Q. 3 here. Put nothing else in this space.}

(7) PLEASE LIST THE ADDRESS OF THE CORPORATE HEADQUARTERS OF THE COMPANY LISTED IN Q. 6:

{Please put the postal addresses for the company here. Include ZIP code. Put nothing else in this space.}

(8) PLEASE LIST ANY AND ALL SUBSIDIARY COMPANIES OR FACILITIES OWNED BY THE COMPANIES LISTED IN Q. 6, AND THE ADDRESSES FOR EACH, WHICH MIGHT PRODUCE THE PRODUCT SUBJECT TO THIS EXCLUSION REQUEST:

{Please list all such companies or facilities and give the postal addresses for each such company or facility here. Include ZIP codes. If there are none, enter the word “None” here. Put nothing else in this space.}

(9) MY POSITION WITH REGARD TO THE EXCLUSION OF THIS PRODUCT FROM THE REMEDY IS {Check one}:

(a) _____ I object; the product has not to my knowledge been previously requested

{This option ought to be selected when you wish to register opposition to an Anniversary request for the exclusion of a product which has not been the subject of any request in a previous round of consideration. The requester must have checked Q.4(a) on the requester questionnaire for you to check this selection. Put nothing else in this space.}

(b) _____ I object; the requester has stated that only an increase in the quantitative limitation on the already-granted exclusion of this product is sought by the request – I object to such an increase

{This option ought to be selected only when the exclusion of this product has been granted with a quantitative limitation (also known as a “tonnage cap”) and a requester has requested ONLY an increase in that quantitative limitation. The requester must have checked Q.4(b)(i) on the requester questionnaire for you to check this selection. **NOTE:** If you check this selection, you MAY choose to enter “N/A” for all remaining questions through Q. 22 if you have objected to the exclusion of this product in a previous round of consideration. In Q. 23 you may set out your reasons for opposing the increase in the quantitative limitation. It will be accepted that your previous objection to the request for this product is incorporated by reference and *in toto*. You MUST cite the X-number or N-number, objecting party, and date of your previous objection if you elect to do so. If you have not previously objected to the exclusion of this product, you must fill out this questionnaire in its entirety. Put nothing else in this space.}

(c) _____ I object; the requester has stated that the resubmission of the request for exclusion of this product, which was not previously granted, is based upon a material change in circumstances – I object because there has not been a material change in circumstances

{This option ought to be selected only when the requester has selected Q.4(c) and one of the options in Q.4(c)(i) on the requester questionnaire; in doing so, the requester will have conceded that the product has already been requested and that the request was not granted, but will have contended that a material change in circumstances necessitates reconsideration of the request. It is suggested that you see Q.4(c) of the

(d) _____ I object; the requester has stated that the exclusion of this product has not been previously requested, but it is my contention that it has been previously requested – I object because there has not been any demonstration of a material change in circumstances

(i) The product alpha-numeric designator for the previous request of this product was: _____

(ii) Give the specifications of the product as previously requested:

[illegible]

{Enter the complete product description of the product as previously requested. Copy it

(iii) Give the specifications of the product as requested in the Anniversary round in the questionnaire to which you are objecting:

[illegible]

{ Please take particular care with this response. **NOTE: If you enter the words “I do not object to its exclusion from the remedy,” please enter “N/A” for all remaining questions through Question 23. Put nothing else in this space. }**

{ Our specification}

{ Give all differences in the individual specifications between your product and the requested product. List the specifications one-by-one; do not list any specification for which there is no difference. Use language resembling that of the requester's questionnaire; do NOT enter any tables, equations, mathematical symbols, or engineering shorthand. Put nothing else in this space. }

(c) _____ We produce this exact product in the full range of sizes and to the exact specifications as described in exclusion requestor's questionnaire

(i) Please list the customers to whom you supplied this exact product during the years 2001 or 2002, the amount you supplied to each, and indicate whether these sales were of trial or commercial quantities:

{Customer}

{Amount}

{Type}

{ Please list firms by name. Give amounts in metric tons. For "type," enter "T" for trial quantities or "C" for commercial quantities. Put nothing else in this space. }

(ii) Do you advertise the marketing of this exact product? {Check one}:

(A) _____ No

(B) _____ Yes

(I) In what manner is it advertised? {Check any that apply}:

(aa) _____ Brochures

(bb) _____ Direct contact with customers

(cc) _____ Website

(1) If so, give URL:

{ Please put the URL for your site here. Put nothing else in this space. }

(dd) _____ Commercial magazine / TV / radio /
trade journal ads

(ee) _____ Other

(1) If "other," specify:

{ Please put other advertising method here. Put nothing else in this space. }

(iii) Is it typical for you as a potential producer to seek potential customers for the requested product? {Check one}:

(A) _____ Yes

(B) _____ No; it is typical for potential customers to contact us to inquire about our ability to supply the requested product.

(11) DO YOU CURRENTLY HAVE THE CAPABILITY TO PRODUCE THIS EXACT PRODUCT IN THE FULL RANGE OF SIZES AND TO THE EXACT SPECIFICATIONS AS DESCRIBED IN EXCLUSION REQUESTOR'S QUESTIONNAIRE? {Check one}:

(a) _____ We cannot produce this product

(b) _____ We can produce this product but not in the full range of sizes and to the exact specification as described

{If you can produce a product which *in each and all of its specifications*, will be within the parameters of *each and all of the specifications* of the requested product – but will not extend to the limits of all of those parameters – then you may check this selection. Put nothing else in this space.}

(i) Set out each specification of the product you can make which will differ from the like specification in the requester's product:

{Requester's specification}

{Our specification}

{Give all differences in the individual specifications between the product you can make and the requested product. List the specifications one-by-one; do not list any specification for which there will be no difference. Use language resembling that of the requester's questionnaire; do NOT enter any tables, equations, mathematical symbols, or engineering shorthand. Put nothing else in this space.}

(c) _____ We can produce this exact product in the full range of sizes and to the exact specifications as described in exclusion requestor's questionnaire

(i) If so, what equipment provides you with this capability? {Check all that apply}:

(A) _____ Rolling mill

(B) _____ Tempering furnace

- (C) _____ Specialized rolls
 (D) _____ Melt shop
 (E) _____ Casting equipment
 (F) _____ Molds
 (G) _____ Drawing equipment
 (H) _____ Slitting equipment
 (I) _____ Cutting equipment
 (I) _____ Saw
 (II) _____ Torch
 (J) _____ Specialized tooling
 (I) If “specialized tooling,” specify:

- (K) _____ Other
 (I) If “other,” specify:

{Please put other equipment here. Put nothing else in this space.}

- (ii) How long would it take to begin supplying commercial quantities of this product?

(A) _____ months

{Please enter answer in months; number may be greater than 12. Put nothing else in this space.}

- (I) What is the justification for this time frame?

{Justify the time frame with specificity, but BRIEFLY. Put nothing else in this space.}

- (iii) If you believe your production equipment has the theoretical capability to produce this product but lacks specific tooling (e.g., rolls, molds, drawing equipment, slitting equipment, etc.), please list the specific tooling needed and how much time would be required to begin commercial production:

{Tooling}

{Time}

{Please list tooling with specificity, but BRIEFLY. Please enter time in months for each item of tooling; number may be greater than 12. Put nothing else in this space.}

(A) Are there major input adjustments which would limit your ability to produce this product in a timely manner if you had the necessary tooling listed above?

(I) _____ No

(II) _____ Yes

(aa) If “yes,” please specify the input, the necessary adjustment, and the delay necessary to implement the adjustment:

{Input}

{Adjustment}

{Delay}

{Please list the inputs and the adjustments with specificity, but BRIEFLY. Express the delay in months; the number may be greater than 12. Put nothing else in this space.}

(iv) Is it typical for a customer to provide you as a potential supplier with specific tooling (*e.g.*, rolls, molds, drawing equipment, slitting equipment, etc.) to make this type of product? {Check one:}

(A) _____ Yes

(B) _____ No

(v) Has any customer provided you with specific tooling (*e.g.*, rolls, molds, drawing equipment, slitting equipment, etc.) to make this type of product? {Check one:}

(A) _____ No

(B) _____ Yes

(I) If “yes,” please list the tooling and the customer who provided it to you:

{Tooling}

{Customer}

{List the customer and the tooling provided by that customer. Put nothing else else in this space.}

(II) Has any customer which installed such tooling in your production facility afterward removed it?

(aa) _____ No

(bb) _____ Yes

(1) If “yes,” please list the tooling, the customer which removed it, and the reason why the customer did so:

{Tooling}

{Customer}

{Reason}

{List the customer, the tooling provided by that customer, and the reason why it was removed with specificity, but

BRIEFLY.

Put nothing else in this space.}

(vi) What factors limit the amount of this product you could supply to potential customers? {Check one}:

(A) _____ None

(B) _____ Some

(I) If “some,” please list those factors here and give the quantity to which these factors limit your production:

{Factor}

{Quantity}

{Please enter each factor with specificity, but BRIEFLY. For quantity, enter once only the maximum output to which the combined effects these factors will limit you. Enter quantity in metric tons. Put nothing else in this space.}

(12) DO YOU CURRENTLY RETAIN ANY INVENTORY OF THIS EXACT PRODUCT? {Check one}:

(a) _____ No

(b) _____ Yes

(i) If “yes,” give amount:

{Please give amount in metric tons. Put nothing else in this space.}

(13) IF YOU CURRENTLY DO NOT MAKE THIS PRODUCT, HAVE YOU PRODUCED THIS PRODUCT IN THE PAST? {Check one}:

(a) _____ No

(b) _____ Yes

(i) If “yes,” was it in the full range of sizes as described in exclusion requestor’s questionnaire?

(A) _____ Yes

(B) _____ No

(I) If “no,” in what sizes did you make it?

{Please give the full range of sizes with specificity but BRIEFLY. Put nothing else in this space.}

(ii) If “yes,” when did you last make it?

{From}

{To}

_____/_____/_____/_____/_____

{Please enter month and year, “mo / year,” as in “07/1776.” Put nothing else in this space.}

(iii) Please list the customers to whom you supplied this exact product and indicate whether it was recognized as acceptable by each customer:

{Customer}

{Acceptability}

{Please enter the name of each customer. Indicate acceptability by entering the word “accepted” or “rejected.” Put nothing else in this space.}

(iv) Please list the customers to whom you supplied this exact product during the last twelve months in which you produced it, the amount you supplied to each, and indicate whether these sales were of trial or commercial quantities:

{Customer} {Year} {Amount} {Type}

{Please list firms by name. Enter “year” as in “1776.” Give amounts in metric tons. For “type,” enter “T” for trial quantities or “C” for commercial quantities. Put nothing else in this space.}

(v) Were you subject to a qualification process in order to supply this exact product in commercial quantities?

(A) _____ No

(B) _____ Yes

(I) If “yes,” how long on average did it take to qualify you as a supplier?

_____ months

{Please enter answer in month; number may be greater than 12. Put nothing else in this space.}

(II) What qualification requirements did your customers have on this exact product?

{Customer} {Requirements}

{State BRIEFLY what these qualification requirements were and BRIEFLY why each customer imposed them. If two customers had the same requirement, please list that requirement separately for each. Put nothing else in this space.}

(III) State what tests were performed to qualify a potential supplier and duration of each step:

{Test} {Duration}

{ Please list tests with specificity, but BRIEFLY. State in days the duration of each test. Time may be reasonably estimated. Put nothing else in this space. }

(IV) Did your customers develop the specifications of this product in conjunction with your production capabilities? { Check one }:

(A) ____ No

(B) ____ Yes

(I) If “Yes,” did the customer have initially-desired specifications which were changed to fit your capability limitations?

{ Customer }

{ Specification }

{ Limitation }

{ Please enter the name of each customer in the same order as listed in (ii). List BRIEFLY the changed specification and state BRIEFLY the capability limitation which necessitated that change. Put nothing else

in

this space. }

(vi) For each customer named in (ii) { above } state why you are no longer supplying this product:

{ Customer }

{ Reason }

{ Please enter the name of each customer in the same order as listed in (ii). State reasons with specificity, but BRIEFLY. Put nothing else in this space. }

(14) HAVE YOU EVER BEEN CONTACTED BY DOMESTIC CUSTOMERS

SEEKING TO PURCHASE THIS EXACT PRODUCT?

(a) _____ No

(b) _____ Yes

(i) If “yes,” please list customers who have contacted you and provide the dates of these contacts:

{Customer}

{Date}

{Please enter the name of each customer. For date, enter month and year, “mo / year,” as in “07/1776.” Put nothing else in this space.}

(ii) Provide your response to each of these customers:

{Customer}

{Response}

{Please enter the name of each customer in the same order as listed in (i). State response with specificity, but BRIEFLY. Put nothing else in this space.}

(iii) Please list any trial or commercial quantities you supplied to each of these customers:

{Customer}

{Quantity}

{Please enter the name of each customer in the same order as listed in (i). State quantities in metric tons. Please put “(T)” when the quantity was a trial quantity or put “(C)” when the quantity was a commercial quantity directly after the tonnage. Enter 0 {“zero”} for those to whom none was supplied. Put nothing else in this space.}

(iv) Give the results for the quantities you supplied to each of these customers:

{Customer}

{Results}

{Please enter the name of each customer in the same order as listed in (i). State results with specificity, but BRIEFLY. Enter 0 {"zero"} for those to whom none was supplied. Put nothing else in this space.}

(15) IS THERE A PRODUCT FUNCTIONALLY INTERCHANGEABLE WITH (OR AN ACCEPTABLE SUBSTITUTE FOR) THE REQUESTED PRODUCT WHICH IS PUT TO THE EXACT SAME USE AS THAT WHICH IS DESCRIBED IN THE EXCLUSION REQUESTOR'S QUESTIONNAIRE?

(a) _____ No

{Please do not put "N/A" based only on your contentions in previous questions that you do or can make the exact product; it is possible that a company can produce *both* the exact product *and* a product which is functionally interchangeable with (or is an acceptable substitute for) the requested product.}

(b) _____ Yes

- (i) Provide a detailed text description of the specifications of the product which is functionally interchangeable with (or is an acceptable substitute for) the requested product in a manner appropriate for inclusion in the Harmonized Tariff Schedule of the United States and for use in enforcement by the U.S. Customs Service, as in the following example:

Blue finish band saw steel meeting the following characteristics: thickness not greater than 1.31 mm; width not greater than to 80 mm; chemical composition: carbon content of 1.2 to 1.3 percent, by weight; silicon content of 0.15 to 0.35 percent, by weight; manganese content of 0.20 to 0.35 percent, by weight; phosphorus content not greater than 0.03 percent, by weight; sulphur content not greater than 0.007 percent, by weight; chromium content of 0.30 to 0.5 percent, by weight; and nickel content not greater than 0.25 percent, by weight; with the following other properties: carbides fully spheroidized, having greater than 80 percent of carbides, which are not greater than to 0.003 mm and uniformly dispersed; surface finish is blue finish free from pits, scratches, rust, cracks, or seams; smooth edges; edge camber (in each 300 mm of length) of not greater than 7 mm arc height; and cross bow (per mm of width) of not greater than 0.015 mm.

{ Give a complete description of the relevant physical, chemical, and mechanical properties of the product. In formulating the description, start with the HTSUS descriptions pertaining to it, revising and adding to the HTSUS description as much as needed to define your product with precision. A proper description should include public specifications (e.g., ASTM), physical dimensions (e.g., thickness, width, whether in coils, etc.), chemistry (e.g., “carbon content less than 0.1 percent by weight, manganese content not less than 1.2 but not more than 1.4 percent by weight,” etc.), mechanical properties (e.g., “yield strength of not less than 240 MPa, tensile strength of not less than 280 MPa but not more than 320 MPa, and elongation in 50mm not less than 30 percent,” etc.), and other unique characteristics of the steel. Do NOT describe the use to which the product might be put. Do NOT enter any tables, equations, mathematical symbols, or engineering shorthand. Do NOT use company-specific or foreign specifications (e.g., “XYZSteelCo specification XYZ334” or “DIN,” etc.) but instead set out the physical, mechanical, or chemical properties which such specifications contain. Do NOT use proprietary names, formulae, or terminology. Do NOT use multiple grades. Do NOT use multiple shapes; verbally describing your shape with specificity. **It is strongly recommended that you contact Exclusion Support before attempting to submit a long product description.** IF YOU FAIL TO ADEQUATELY DESCRIBE THE PRODUCT WHICH YOU CONTEND IS FUNCTIONALLY INTERCHANGEABLE WITH (OR IS AN ACCEPTABLE SUBSTITUTE FOR) THE REQUESTED PRODUCT, YOUR CLAIM THAT THERE IS SUCH A PRODUCT WILL BE ENTIRELY DISCOUNTED. Put nothing else in this space. }

- (i) Please justify your contention that the product described above is functionally interchangeable with (or is an acceptable substitute for) the product for which exclusion is being requested:

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are no margins, text, or other markings on the paper.

{Please put your justification here. Do NOT enter any tables, equations, or engineering shorthand. Put nothing else in this space.}

(16) DO YOU CURRENTLY PRODUCE A PRODUCT WHICH IS FUNCTIONALLY INTERCHANGEABLE WITH (OR IS AN ACCEPTABLE SUBSTITUTE FOR) THE REQUESTED PRODUCT?

(a) _____ No

(b) _____ Yes

(i) Please list the customers to whom you supplied your product which you contend is functionally interchangeable with the requested product (or an acceptable substitute for the requested product) during the year 2001, the amount you supplied to each, and indicate whether these sales were of trial or commercial quantities:

{Customer}

{Amount}

{Type}

{Please list firms by name. Give amounts in metric tons. For "type," enter "T" for trial quantities or "C" for commercial quantities. Put nothing else in this space.}

(ii) Do you advertise the marketing of this functionally interchangeable product? {Check one}:

(A) _____ No

(B) _____ Yes

(I) In what manner is it advertised? {Check any that apply}:

(aa) _____ Brochures

(bb) _____ Direct contact with customers

(cc) _____ Website

(1) If so, give URL:

{Please put the URL for your site here. Put nothing else in this space.}

(dd) _____ Commercial magazine / TV / radio /
trade journal ads

(ee) _____ Other

(i)(i) If "other," specify:

{Please put other advertising method here. Put nothing else in this space.}

(C) Do you currently retain any inventory of this functionally interchangeable product? {Check one:}

(I) _____ No

(II) _____ Yes

(aa) If “yes,” give amount:

{Please give amount in metric tons. Put nothing else in this space.}

(17) DO YOU CURRENTLY HAVE THE CAPABILITY TO PRODUCE A PRODUCT WHICH IS FUNCTIONALLY INTERCHANGEABLE WITH (OR IS AN ACCEPTABLE SUBSTITUTE FOR) THE REQUESTED PRODUCT?

{Check one}:

(a) _____ No

(b) _____ Yes

(i) If “yes,” what equipment provides you with this capability? {Check all that apply}:

(A) _____ Rolling mill

(B) _____ Tempering furnace

(C) _____ Specialized rolls

(D) _____ Melt shop

(E) _____ Casting equipment

(F) _____ Specialized tooling

(I) If “specialized tooling,” please specify:

{Please be specific, but BRIEF. Put nothing else in this space.}

(G) _____ Other

(I) If “other,” specify:

{Please put other equipment here. Put nothing else in this space.}

(ii) How long would it take to begin supplying commercial quantities of this functionally interchangeable(or acceptable substitute) product?

_____ months

{Please enter answer in month; number may be greater than 12. Put nothing else in this space.}

(A) What is the justification for this time frame?

{Justify the time frame with specificity, but BRIEFLY. Put nothing else in this space.}

- (iii) What retooling or new equipment (*e.g.*, rolls, molds, drawing equipment, slitting equipment, etc.) would be required for you to begin supplying commercial quantities of your product which is functionally interchangeable with (or is an acceptable substitute for) the requested product?

{Please list retooling or equipment only. Put nothing else in this space.}

(18) IF YOU CURRENTLY DO NOT MAKE A PRODUCT WHICH IS FUNCTIONALLY INTERCHANGEABLE WITH (OR AN ACCEPTABLE SUBSTITUTE FOR) THE REQUESTED PRODUCT, HAVE YOU DONE SO IN THE PAST FOR THE EXACT SAME USE AS THAT WHICH IS DESCRIBED IN EXCLUSION REQUESTOR'S QUESTIONNAIRE? {Check one}:

(a) _____ No

(b) _____ Yes

- (i) If "yes," when did you last make it?

{From}

{To}

____ / ____ / ____

{Please enter month and year, "mo / year," as in "07/1776." Put nothing else in this space.}

- (ii) Please list the customers to whom you supplied your product which is functionally interchangeable with (or is an acceptable substitute for) the requested product and indicate whether it was recognized as acceptable by each customer:

{Customer}

{Acceptability}

{Please enter the name of each customer. Indicate acceptability by entering the word "accepted" or "rejected." Put nothing else in this space.}

- (iii) For each of the customers listed in (ii) {above} please give the amount of your product which is functionally interchangeable with (or is an acceptable substitute for) the requested product

which you supplied to each during the last twelve months in which you produced it and indicate whether these sales were of trial or commercial quantities:

{Customer}	{Year}	{Amount}	{Type}

{Please list firms by name. Enter "year" as in "1776." Give amounts in metric tons. For "type," enter "T" for trial quantities or "C" for commercial quantities. Put nothing else in this space.}

(iv) Were you subject to a qualification process in order to supply your product which is functionally interchangeable with (or is an acceptable substitute for) the requested product in commercial quantities?

(A) _____ No

(B) _____ Yes

(I) If "yes," how long on average did it take to qualify you as a supplier?

_____ months

{Please enter answer in month; number may be greater than 12. Put nothing else in this space.}

(II) What qualification requirements did your customers have for your product which is functionally interchangeable with (or is an acceptable substitute for) the requested product ?

{Customer}	{Requirements}

{State BRIEFLY what these qualification requirements were and BRIEFLY why the customer imposed them. Put nothing else in this space.}

(III) What were the required testing steps and the time required for each step?

{Testing Step}	{Time Required}

(v) For each customer named in (ii) {above} state why you are no longer supplying this product:

{Reason}

(19) HAVE YOU EVER BEEN CONTACTED BY DOMESTIC CUSTOMERS SEEKING TO PURCHASE YOUR PRODUCT WHICH IS FUNCTIONALLY INTERCHANGEABLE WITH (OR AN ACCEPTABLE SUBSTITUTE FOR) THE REQUESTED PRODUCT?

(b) _____ Yes

(i) If “yes,” list customers who have contacted you and provide the dates of these contacts:

{Date}

{Please enter the name of each customer. For date, enter month and year, "mo / year," as in "07/1776." Put nothing else in this space.}

(ii) Provide your response to each of these customers:

{Customer}

{Response}

{Please enter the name of each customer in the same order as listed in (i){above.} State response with specificity, but BRIEFLY. Put nothing else in this space.}

(iii) Please list any trial or commercial quantities you supplied to each of these customers:

{Customer}

{Quantity}

{Please enter the name of each customer in the same order as listed in (i). State quantities in metric tons. Enter 0 for those to whom none was supplied. Put nothing else in this space.}

(iv) Give the results for the quantities you supplied to each of these customers:

{Customer}

{Results}

{Please enter the name of each customer in the same order as listed in (i). State results with specificity, but BRIEFLY. Enter 0 {"zero"} for those to whom none was supplied. Put nothing else in this space.}

(20) DOES THE PARTY REQUESTING THE EXCLUSION OF THIS PRODUCT [OR THE DOMESTIC CONSUMER IF THE REQUESTING PARTY IS A FOREIGN PRODUCER] HAVE A QUALIFICATION PROCESS FOR THIS PRODUCT OF WHICH YOU ARE AWARE? {Check one}:

(a) _____ No

(b) _____ Yes

(i) If "yes," do you believe that the time frame of the qualification is reasonable? {Check one}:

(A) _____ Yes

(B) _____ No

(I) If “no,” state the reason:

{State the reason with specificity, but BRIEFLY. Put nothing else in this space.}

(21) WHAT IS THE PRIMARY REASON THAT THE PARTY REQUESTING EXCLUSION OF THIS PRODUCT HAS NOT PURCHASED THIS PRODUCT FROM YOU? {Check one}:

- (a) _____ Insufficient knowledge of your production capability
- (b) _____ Their quantity requirements were insufficient to justify your production
- (c) _____ Their quantity requirements were beyond your capacity or availability to supply
- (d) _____ Only foreign suppliers are qualified
- (e) _____ Foreign suppliers have specific equipment that allows them to produce the product
- (f) _____ History of your inability to supply adequate and acceptable product
- (g) _____ Affiliation with their foreign supplier
- (h) _____ Other
- (i) Specify other reason:

{State reason with specificity, but BRIEFLY. Put nothing else in this space.}

(22) DOES THE PARTY REQUESTING EXCLUSION OF THIS PRODUCT CURRENTLY PURCHASE OTHER STEEL PRODUCTS FROM YOU? {Check one}:

- (a) _____ No
- (b) _____ Yes
- (i) If “yes,” list the products they purchase and the quantity for each for the year 2001:

{Product}

{Quantity}

{Please list products with specificity, but BRIEFLY. Give quantities in metric tons. Put nothing else in this space.}

(ii) Have they contacted you about supplying them with this product?

{Check one}:

(A) _____ No

(B) _____ Yes

(I) If "yes," when?

(aa) _____ / _____

_____ / _____

_____ / _____

{Please enter month and year, "mo / year," as in "07/1776." If more than three contacts, provide the most recent three. Put nothing else in this space.}

(II) Did you offer to supply this product? {Check one}:

(aa) _____ Yes

(bb) _____ No

(1) If "no," state reason:

{Give reason with specificity, but BRIEFLY. Put nothing else in this space.}

(III) Are the specifications for the requested product more demanding than those for products you currently supply the requestor? {Check one}:

(aa) _____ No

(bb) _____ Yes

(1) If "yes," please list those specifications which are more demanding:

{ Do NOT cover any point here which is addressed by another question in the rest of the questionnaire without answering that other question; a blank or “N/A” response elsewhere will be taken as declining to answer regardless of what you put here in Q. 23. Example: If you leave Q. 10 blank or enter “N/A” but contend here in Q. 23 that you do make the exact requested product, your contention here in Q.23 *will be ignored*. (**Note:** This caution does not apply if you have checked 9(b), 9(c), 9(d), or 9(e) above.) You may amplify your responses to other questions but the “Addendum” section is specifically designed for that purpose. }

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{Please enter your other information with specificity, but BRIEFLY. Do not use this space for tables, charts, etc. – please use text.}

(24) The primary contact person for processing of this opposition to exclusion of this product is:

{Please give name only. Ordinarily ought to be same person listed in Q. 1. Put nothing else in this space.}

(25) The e-mail address for this person is:

{Please give e-mail address only. Put nothing else in this space.}

(26) The telephone number for this person is:

{Please give telephone number only. Include area code. Put nothing else in this space.}

(27) The postal address for this person is:

{Please give complete address, including ZIP code. Put nothing else in this space.}

(28) All parties wishing to have their questionnaire considered **MUST** certify the following:

I,

{Please put your name here. Put nothing else in this space.}

of

{Please put the name of your law (or other representative) firm here, or the name of your company if you are not represented by counsel. Put nothing else in this space.}

counsel or representative to

{Please put the name of the party you represent here. Repeat the name of your company if you are not represented by counsel. Put nothing else in this space. You may use summary titles of parties such as "Mini-Mill Coalition," "Domestic Integrated Producers," etc.}

certify that (1) I have read the attached submission, and (2) based on the information made available to me by

{Please put the name of the party you represent here. Put nothing else in this space. You may use summary titles of parties such as "Mini-Mill Coalition," "Domestic Integrated Producers," etc.}

I have no reason to believe that this submission contains any material misrepresentation or omission of fact.

{Sign here.}

{Addendum Section on next page.}

ADDENDUM SECTION

The Addendum Section is to be used ONLY to give more complete answers to questions within the questionnaire. You are neither required nor encouraged to make use of the Addendum Section. If you find it necessary to make use of this section, each entry MUST commence with a reference to the question number and subheading to which you are adding information.

{Example:}

Question: 16 , Subheading: (b)(ii)(A)

BE BRIEF.

Question: _____ , Subheading:_____

Question: _____ , Subheading:_____

Question: _____ , Subheading:_____

BE BRIEF.

Question: _____ , Subheading:_____

Question: _____ , Subheading:_____

Question: _____ , Subheading:_____

_____.

Question: _____, Subheading:_____

_____.